S T A T E O F N E W Y O R K

1451--A

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. ZEBROWSKI, CUSICK, ORTIZ, MAISEL, SWEENEY, GALEF, COLTON, RUSSELL, BRINDISI, JAFFEE, TITUS, ROBINSON, GABRYSZAK, SCARBOROUGH, GUNTHER, COOK, TITONE, MAGNARELLI, BARRETT, BOYLAND, STIRPE -- Multi-Sponsored by -- M. of A. BARCLAY, BARRON, CERETTO, CROUCH, DINOWITZ, DUPREY, FINCH, HAWLEY, JORDAN, P. LOPEZ, MAGEE, McKEVITT, MONTESANO, PALMESANO, PEOPLES-STOKES, PERRY -- read once and referred to the Committee on Health -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to adding synthetic cannabinoids to the schedule of controlled substances

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Schedule I of section 3306 of the public health law is amended by adding a new subdivision (g) to read as follows:

(G) SYNTHETIC CANNABINOIDS. UNLESS SPECIFICALLY EXEMPTED OR UNLESS LISTED IN ANOTHER SCHEDULE, ANY MATERIAL, COMPOUND, MIXTURE, OR PREPARATION WHICH CONTAINS ANY QUANTITY OF THE FOLLOWING SUBSTANCES, THEIR SALTS, ISOMERS (WHETHER OPTICAL, POSITIONAL, OR GEOMETRIC), HOMOLOGUES (ANALOGS), AND SALTS OF ISOMERS AND HOMOLOGUES (ANALOGS), UNLESS SPECIFICALLY EXEMPTED, WITHIN THE SPECIFIC CHEMICAL DESIGNATION:

(1) NAPHTHOYLINDOLES. ANY COMPOUND CONTAINING A 3-(1-NAPHTHYL) INDOLE STRUCTURE WITH SUBSTITUTION AT THE NITROGEN ATOM OF THE INDOLE RING BY AN ALKYL, HALOALKYL, ALKENYL, CYCLOALKYLMETHYL, CYCLOALKYLETHYL, 1-(N-METHYL-2-PIPERIDINYL) METHYL, OR 2-(4-MORPHOLINYL) ETHYL GROUP, WHETHER OR NOT FURTHER SUBSTITUTED IN THE INDOLE RING TO ANY EXTENT AND WHETHER OR NOT SUBSTITUTED IN THE NAPHTHYL RING TO ANY EXTENT. (OTHER NAMES IN THIS STRUCTURAL CLASS INCLUDE BUT ARE NOT LIMITED TO: JWH-015, JWH-018, JWH-019, JWH-073, JWH-081, JWH-122, JWH-200, JWH-210, JWH-398, AM-2201, AND WIN 552L2).

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD00482-02-3

(2) NAPHTHYLMETHYLINDOLES. ANY COMPOUND CONTAINING A 1 H-INDOL-3-YL-(1-NAPHTHYL) METHANE STRUCTURE WITH SUBSTITUTION AT THE NITROGEN ATOM OF THE INDOLE RING BY ANALKYL, HALOALKYL, ALKENYL, CYCLOALLCYLMETHYL, CYCLOALKYLETHYL, I-(N-METHYL-2-PIPERIDINYL) METHYL, OR 2-(4-MORPHOLINYL) ETHYL GROUP, WHETHER OR NOT FURTHER SUBSTITUTED IN THE INDOLE RING TO ANY EXTENT AND WHETHER OR NOT SUBSTITUTED IN THE NAPHTHYL RING TO ANY EXTENT. (OTHER NAMES IN THIS STRUCTURAL CLASS INCLUDE BUT ARE NOT LIMITED TO: JWH-175 AND JWH-184).

(3) NAPHTHOYLPYRROLES. ANY COMPOUND CONTAINING A 3-(1-NAPHTHOYL) PYRROLE STRUCTURE WITH SUBSTITUTION AT THE NITROGEN ATOM OF THE PYRROLE RING BY AN ALKYL, HALOALKYL, ALKENYL, CYCLOALKYLMETHYL, CYCLOALKYLETHYL, 1-(N-METHYL-2-PIPERIDINYL) METHYL, OR 2-(4-MORPHOLINYL) ETHYL GROUP, WHETHER OR NOT FURTHER SUBSTITUTED IN THE PYRROLE RING TO ANY EXTENT AND WHETHER OR NOT SUBSTITUTED IN THE NAPHTHYL RING TO ANY EXTENT. (OTHER NAMES IN THIS STRUCTURAL CLASS INCLUDE BUT ARE NOT LIMITED TO: JWH 307).

(4) NAPHTHYLMETHYLINDENES. ANY COMPOUND CONTAINING A NAPHTHYLMETHYL INDENE STRUCTURE WITH SUBSTITUTION AT THE 3-POSITION OF THE INDENE RING BY AN ALKYL, HALOALKYL, ALKENYL, CYCLOALKYLMETHYL, CYCLOALKYLETHYL, 1-(N-METHYL-2-PIPERIDINYL) METHYL, OR 2-(4-MORPHOLINYL) ETHYL GROUP, WHETHER OR NOT FURTHER SUBSTITUTED IN THE INDENE RING TO ANY EXTENT AND WHETHER OR NOT SUBSTITUTED IN THE NAPHTHYL RING TO ANY EXTENT. (OTHER NAMES IN THIS STRUCTURAL CLASS INCLUDE BUT ARE NOT LIMITED TO: JWH-176).

(5) PHENYLACETYLINDOLES. ANY COMPOUND CONTAINING A 3-PHENYLACETYLINDOLE STRUCTURE WITH SUBSTITUTION AT THE NITROGEN ATOM OF THE INDOLE RING BY AN ALKYL, HALOALKYL, ALKENYL, CYCLOALKYLMETHYL, CYCLOALKYLETHYL, 1-(N-METHYL-2-PIPERIDINYL) METHYL, OR MORPHOLINYL) ETHYL GROUP, WHETHER OR NOT FURTHER SUBSTITUTED IN THE INDOLE RING TO ANY EXTENT AND WHETHER OR NOT SUBSTITUTED IN THE PHENYL RING TO ANY EXTENT. (OTHER NAMES IN THIS STRUCTURAL CLASS INCLUDE BUT ARE NOT LIMITED TO: RCS-8 (SR-18), JWH-250, JWH-203, JWH-251, AND JWH-302).

(6) CYCLOHEXYLPHENOLS. ANY COMPOUND CONTAINING A 2-(3-HYDROXYCYCLOHEXYL) PHENOL STRUCTURE WITH SUBSTITUTION AT THE 5-POSITION OF THE PHENOLIC RING BY AN ALKYL, HALOALKYL, ALKENYL, CYCLOALKYLMETHYL, CYCLOALKYLETHYL, 1-(N-METHYL-2-PIPERIDINYL) METHYL, OR 2-(4-MORPHOLINYL) ETHYL GROUP, WHETHER OR NOT SUBSTITUTED IN THE CYCLOHEXYL RING TO ANY EXTENT. (OTHER NAMES IN THIS STRUCTURAL CLASS INCLUDE BUT ARE NOT LIMITED TO: CP 47,497 (AND HOMOLOGUES (ANALOGS)), CANNABICYCLOHEXANOL, AND CP 55,940).

(7) BENZOYLINDOLES. ANY COMPOUND CONTAINING A 3-(BENZOYL) INDOLE STRUCTURE WITH SUBSTITUTION AT THE NITROGEN ATOM OF THE INDOLE RING BY AN ALKYL, HALOALKYL, ALKENYL, CYCLOALKYLMETHYL, CYCLOALKYLETHYL, L-(N-METHYL-2-PIPERIDINYL) METHYL, OR 2-(4-MORPHOLINYL) ETHYL GROUP, WHETHER OR NOT FURTHER SUBSTITUTED IN THE INDOLE RING TO ANY EXTENT AND WHETHER OR NOT SUBSTITUTED IN THE PHENYL RING TO ANY EXTENT. (OTHER NAMES IN THIS STRUCTURAL CLASS INCLUDE BUT ARE NOT LIMITED TO: AIVI 694, PRAVADOLINE (WIN 48,098), RCS 4, AND AM-679).

(8) ADAMANTOYLINDOLES. ANY COMPOUND CONTAINING A 3-(1-ADAMANTOYL) INDOLE STRUCTURE WITH SUBSTITUTION AT THE NITROGEN ATOM OF THE INDOLE RING BY AN ALKYL, HALOALKYL, ALKENYL, CYCLOALKYLMETHYL, CYCLOALKYLETHYL, 1-(N-METHYL-2-PIPERIDINYL) METHYL, OR 2-(4-MORPHOLINYL) ETHYL GROUP, WHETHER OR NOT FURTHER SUBSTITUTED IN THE ADAMANTYL RING SYSTEM TO ANY EXTENT. (OTHER NAMES IN THIS STRUCTURAL CLASS INCLUDE BUT ARE NOT LIMITED TO: AM-1248).

(9) {2,3-DIHYDRO-5-METHYL-3(4-MORPHOLINYLMETHYL)PYRROLO {1,2,3-DE}-1,4-BENZOAXIN-6-YL}-1-1-NAPHTHALENYLMETHANONE. (OTHER NAMES IN THIS STRUCTURAL CLASS INCLUDE BUT ARE NOT LIMITED TO: WIN 55,212-2).

(10) (6AR, 10AR)-9-(HYDROXYMETHYL)-6, 6-DIMETHYL-3-(2-METHYLOCTAN-2-YL) -6A,7,10,10A-TETRAHYDROBENZO{C}CHROMEN-1-OL. (OTHER NAMES IN THIS STRUCTURAL CLASS INCLUDE BUT ARE NOT LIMITED TO: HU-210).

(11) (6AS,10AS)-9-(HYDROXYMETHYL)-6, 6-DIMETHLY-3-(2-METHLYLOCTAN-2-YL) -6A,7,10,10-A-TETRAHYDROBENZO {C} CHROMEN-1-OL (DEXANABINOL OR HU-211).

(12) AMINOALKYLINDOLES. INCLUDING BUT NOT LIMITED TO 2,2,3,3-TETRAMETHLYCYCLPROPYL INDOLES (OTHER NAMES INCLUDE (1-(5-FLUOROPENTYL)-1H-INDOL-3-YL) (2,3,3-TETRAMETHLYLCYCLOPROPYL) METHANONE OR XLR-11 AND (1-PENTYL-1H-INDOL -3-YL) (2,2,3,3-TETRAMETHYLCYCLOPROPYL)METHANONE OR UR-144).

S 2. This act shall take effect on the ninetieth day after it shall have become a law.